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Docket No. DEP5114

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Sutton
Serial No.: 10/607,902
Filed: June 26, 2003
Title: Helical Probe

Group Art Unit: 3739
Examiner: Straightiff, M.

CERTIFICATE OF MAILING

I, Amy Schick, hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on December 2, 2004.

Amy Schick (signature)
Amy Schick

December 2, 2004 (date)

Thomas M. DiMauro (name of Registered Representative)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the restriction requirement set forth in the Office Action of November 3, 2004, Applicants respectfully request reconsideration of the above-captioned patent application in view of the following election and remarks:

In the above-noted Office Action, the Examiner found the application contained five distinct species. Applicants hereby elect Species I (FIGS.1, 2A, 2B), relating to claims 5, 11-20 and 75, for prosecution on the merits. This election is made without traverse.

In addition, please provide any additional extensions of time which may be necessary and charge any fees which may be due to Deposit Account No. 10-0750, but do not include any payment of issue fees.

Should there be any remaining or further questions, the Examiner is requested to place contact the undersigned directly.

Respectfully submitted,

Thomas M. DiMauro 11-29-04

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